THE BOMBAY DISQUALIFICATION OF ALIENS ACT, 1918.

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THE SCHEDULE.

BOMBAY ACT No. VI OF 1918.[1]

[THE BOMBAY DISQUALIFICATION OF ALIENS ACT, 1918.]

[*17th September 1918*].

Repealed in part by Act 38 of 1920.

Amended by Bom. 4 of 1920.

Adapted and modified by the Adaptation of Indian Laws Order in Council.

An Act to disqualify certain aliens from being members, and from voting at elections of members, of certain local authorities in the presidency of Bombay.

WHEREAS it is expedient that certain aliens should be disqualified from being members, and from voting at elections of members, of certain local authorities in the presidency of Bombay; It is hereby enacted as follows:—

1. This Act may be called the Bombay Disqualification of Aliens Act, 1918. Short title.

2. In this Act, unless there is anything repugnant in the subject or context,— Definitions.

[2][(*a*) "alien" means—

(*i*) a person who is neither a British subject nor a subject of [3][an Indian State], or

(*ii*) a person who, whether he is himself within the foregoing definition or not, represents an alien firm as defined in clause (*aa*) for the purpose of voting at an election of a member of any of the local authorities specified in the schedule or for the purpose or membership of any of the said authorities;

(*aa*) "alien firm" means any firm, company, association or body of individuals (whether incorporated or not), a majority of the members of which are aliens as defined in sub-clause (*i*) of clause (*a*), or the business of which is carried on under the control or mainly for the benefit of aliens as so defined;]

[4](*b*) " * * * * * .

(*c*) "member" includes a municipal councillor and a member of a body of trustees.

3. Save as hereinafter otherwise provided, no alien shall be qualified to be a member of any of the local authorities specified in the schedule or to vote at any election of a member of any of the said authorities. Disqualification of aliens.

4. (*1*) If any person having become a member of any of the local authorities specified in the schedule, subsequently becomes an alien, his seat shall thereupon become vacant. Effect of subsequent disqualification.

[1] For Statement of Objects and Reasons, *see Bombay Government Gazette*, 1918, Part V, page 266; and for Proceedings in Council, *see ibid.*, 1918, Part V, pages 857 to 889.

[2] These clauses were substituted for original clause (*a*) by s. 2 of the Bombay Disqualification of Aliens (Amendment) Act, 1920 (Bom. 4 of 1920).

[3] The words "an Indian State" were substituted for the words "a State in India" by the Adaptation of Indian Laws Order in Council.

[4] Clause (*b*) was omitted, *ibid.*

(2) Section 18 of the [1]City of Bombay Municipal Act, 1888, shall be read and construed as if, after the word "aforesaid", the words "or under the Bombay Disqualification of Aliens Act, 1918", were inserted. Bom. III of 1888.

(3) Section 15, sub-section (3) of the [1]Bombay District Municipal Act, 1901, shall be read and construed as if, after the word "section" the words "or under the Bombay Disqualification of Aliens Act, 1918", were inserted. Bom. III of 1901.

Exemption.

5. The [2][Provincial Government] [3]* * * may, by notification in the [4][*Official Gazette*], exempt any person or class of persons from the operation of this Act.

Modification of Schedule.

6. The [2][Provincial Government] may, by notification in the [4][*Official Gazette*], direct that the name of any of the local authorities specified in the Schedule shall be omitted therefrom, or that the name of any other local authority shall be entered therein, and such direction shall have effect accordingly.

THE SCHEDULE.

Local Authority.	Enactment under which the local authority is constituted.
The trustees of the port of Bombay ...	The Bombay Port Trust Act, 1879 (Bom. VI of 1879).
All local boards ...	[5]The Bombay Local Boards Act, 1884 (Bom. I of 1884).
The trustees of the port of Karachi ...	The Karachi Port Trust Act, 1886 (Bom. VI of 1886).
The Municipal Corporation of the City of Bombay.	The City of Bombay Municipal Act, 1888 (Bom. III of 1888).
[6]* * *	* * *
The trustees for the improvement of the City of Bombay.	[7]The City of Bombay Improvement Act, 1898 (Bom. IV of 1898).
All municipalities in municipal districts outside the City of Bombay.	The Bombay District Municipal Act, 1901 (Bom. III of 1901).

[1] *Supra.*

[2] The words "Provincial Government" were substituted for the words "Governor in Council" by the Adaptation of Indian Laws Order in Council.

[3] The words "with the approval of the Governor-General in Council" were repealed by s. 2 and Schedule I of the Devolution Act, 1920 (38 of 1920).

[4] The words "*Official Gazette*" were substituted for the words "*Bombay Government Gazette*" by the Adaptation of Indian Laws Order in Council.

[5] *See* now Bom. 6 of 1923.

[6] The entry relating to the trustees of the port of Aden was omitted by the Adaptation of Indian Laws Order in Council.

[7] The City of Bombay Improvement Act, 1898 (Bom. 4 of 1898), has been repealed by Bom. 16 of 1925 which in turn is repealed by Bom. 13 of 1933.